

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION AT MEMPHIS

05 APR 25 AM 11:11
ROBERT M. DILLON
CLERK, U.S. DISTRICT COURT
W.D. OF TN, MEMPHIS

THE CLARK CONSTRUCTION GROUP,)
INC.,)

Plaintiff,)

v.)

Civil Action No. 01-2478-DB

EAGLE AMALGAMATED SERVICES,)
INC., CAPITOL INDEMNITY CORP.,)
INVESTORS INSURANCE CO. OF)
AMERICA, FIRST SPECIALTY)
INSURANCE, LEXINGTON INSURANCE)
CO., and RLI INSURANCE CO.,)

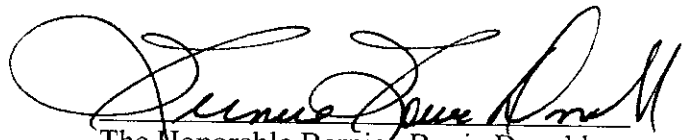
Defendants.)

AGREED ORDER OF DISMISSAL WITHOUT PREJUDICE

By agreement of the parties, and for good cause shown,


IT IS HEREBY ORDERED, ADJUDGED AND DECREED that all claims asserted by Eagle Amalgamated Services, Inc. against ICI Explosives USA, Inc. in the above matter are dismissed without prejudice, and each party to bear their own costs, attorney fees and expenses.

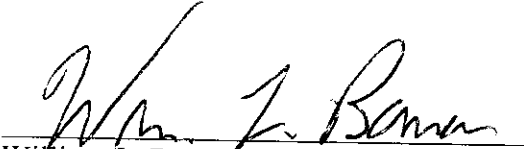
IT IS SO ORDERED this 25 day of April, 2005.


The Honorable Bernice Bouie Donald
United States District Judge

Date: April 25, 2005

Approved for Entry:


Steven M. Crawford
Attorney for Clark


William L. Bomar (#11998)
Attorney for Eagle Amalgamated



Notice of Distribution

This notice confirms a copy of the document docketed as number 223 in case 2:01-CV-02478 was distributed by fax, mail, or direct printing on April 27, 2005 to the parties listed.

Robert Y. Gwin
FROST BROWN TODD LLC
400 W. Market St.
32nd Floor
Louisville, KY 40202--336

David T. Dekker
THELEN REID & PRIEST LLP
701 Pennsylvania Ave., N.W.
Ste. 800
Washington, DC 20004

W. Bruce Baird
FROST BROWN TODD LLC
400 W. Market St.
32nd Floor
Louisville, KY 40202--336

Kenneth O. Cooper
McLEARY DOMICO & KYLE, PLLC
100 Peabody Place
Ste. 1250
Memphis, TN 38103

Lucian T. Pera
ARMSTRONG ALLEN, PLLC
80 Monroe Avenue
Ste. 700
Memphis, TN 38103--246

Warren D. McWhirter
McWHIRTER WYATT & ELDER
73 Union Ave.
Memphis, TN 38103

George T. Lewis
BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ
165 Madison Ave.
Ste. 2000
Memphis, TN 38103

Steven M. Crawford
FROST BROWN TODD LLC
400 W. Market St.
32nd Floor
Louisville, KY 40202--336

William L. Bomar
GLANKLER BROWN, PLLC
One Commerce Square
Suite 1700
Memphis, TN 38103

Timothy F. Brown
ARENT FOX KINTNER PLOTKIN & KAHN
1050 Connecticut Ave., N.W.
Washington, DC 20036--533

Ricky E. Wilkins
LAW OFFICE OF RICKY E. WILKINS
119 S. Main St.
Ste. 700
Memphis, TN 38103

James H. Stock
WEINTRAUB STOCK & GRISHAM
1715 Aaron Brenner Dr.
Ste. 512
Memphis, TN 38120

Charles J. Gearhiser
GEARHISER PETERS LOCKABY & TALLANT PLLC
320 McCallie Avenue
Chattanooga, TN 37402

Sam D. Elliott
GEARHISER PETERS LOCKABY & TALLANT PLLC
320 McCallie Avenue
Chattanooga, TN 37402

Randall P. Mueller
CAREY OMALLEY WHITAKER & MANSON PA
712 Oregon Avenue
Tampa, FL 33606

Timothy R. Johnson
BASS BERRY & SIMS PLC- Memphis
100 Peabody Place
Ste. 900
Memphis, TN 38103

M. Clark Spoden
FROST BROWN TODD LLC
424 Church St.
Ste. 1600
Nashville, TN 37219

Barry L. Howard
RUTH HOWARD TATE & SOWELL
150 Second Avenue, N.
Ste. 201
Nashville, TN 37219--178

Albert C. Harvey
THOMASON HENDRIX HARVEY JOHNSON & MITCHELL
40 S. Main St.
Ste. 2900
Memphis, TN 38103--552

J. Gregory Grisham
WEINTRAUB STOCK & GRISHAM
1715 Aaron Brenner Dr.
Ste. 512
Memphis, TN 38120

Ann E. Georgehead
FROST BROWN TODD LLC
400 W. Market St.
32nd Floor
Louisville, KY 40202--336

Michael Evan Jaffe
THELEN REID & PRIEST LLP
701 Pennsylvania Ave., N.W.
Ste. 800
Washington, DC 20004

Honorable Bernice Donald
US DISTRICT COURT